

JULIA C. DUDLEY, CLERK
BY: *AS*
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Defendant.

ORDER

This matter comes before the court on defendant Keith Obie Gates's ("Gates") motion to suppress evidence of a firearm found on his person during a search incident to arrest. ECF No. 34. The government responded to this motion on November 12, 2019. The court heard argument on December 4, 2019. For the reasons explained in the accompanying Memorandum Opinion, the court **GRANTS in part and DENIES in part** Gates's motion. The government may introduce evidence as to the gun found in Gates's pocket resulting from Officer Hill's entry into the home under the exigent circumstances exception and search incident to arrest exception to the warrant requirement. The government may not introduce Gates's responses to un-Mirandized custodial interrogation regarding his prior felony convictions.

It is so ORDERED.

Entered:

(s/ Michael F. Urbanski

Michael F. Urbanski
Chief United States District Judge